



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 9869

Application of:

Kevin W. Haulk et al.

Art Unit: 3627

Serial No.: 10/044,021

Examiner: R. Chilcot

Filed: January 11, 2002

For: **METHODS AND APPARATUS FOR PERFORMING DELTA  
UPDATES OF AN ELECTRONIC SHELF LABEL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING  
(37 CFR 1.8a)**

I hereby certify that this correspondence is, on  
the date as shown below, being transmitted by  
facsimile to the Commissioner for Patents,  
Alexandria, VA 22313.

7-12-2005

Date

Karen A. Church

Karen A. Church

**RESPONSE**

Sir:

In response to the Final Office Action mailed June 17,  
2005, please enter the following Response:

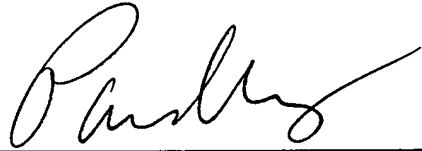
**REMARKS**

Claims 1-12 stand rejected under the judicially-created  
doctrine of obviousness-type double patenting over claims  
12-16 of U.S. Patent No. 6,626,359. Applicants have  
submitted an amended Terminal Disclaimer to properly name  
patent 6,626,359.

Applicants request that the previously submitted  
Terminal Disclaimer be withdrawn.

Applicants have noted the prior art made of record but  
not relied upon.

In view of the foregoing remarks, Applicants  
respectfully submit that the pending claims be allowed.

A handwritten signature in black ink, appearing to read 'Paul W. Martin', written over a horizontal line.

Paul W. Martin  
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Dayton, OH

**JUL 12 2005**